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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

## DISTRICT OF NEVADA

BOARD OF TRUSTEES OF THE  
ELECTRICAL WORKERS HEALTH AND  
WELFARE TRUST; BOARD OF  
TRUSTEES OF THE ELECTRICAL  
WORKERS PENSION TRUST.

Case No. 2:24-cv-01338-APG-EJY

## Plaintiffs,

**JOINT STIPULATION AND ORDER TO  
EXTEND DISCOVERY DEADLINES**

vs.  
MC4 CONSTRUCTION, LLC, a Nevada  
limited liability company

Defendant

Plaintiffs, Boards of Trustees of the Electrical Workers Health and Welfare Trust and the Electrical Workers Pension Trust (the “Trust Funds”), through its counsel of record Brownstein Hyatt Farber Schreck, LLP, and Defendant MC4 Construction LLC (“MC4”), through its counsel of record Snell and Wilmer LLP, hereby stipulate to extend the current discovery deadlines by fourteen (14) days, pursuant to Local Rule IA 6-1 and 6-2, and Local Rule 26-3, as follows:

## A. DISCOVERY COMPLETED TO DATE:

1. On October 3, 2024, the Trust Funds served initial disclosures.
2. On October 4, 2024, the MC4 served initial disclosures.

1       3.     On November 20, 2024, the Trust Funds served their first requests for production  
2 of documents and first set of interrogatories.

3       4.     On January 3, 2025, MC4 served responses to the Trust Funds' requests for  
4 production and interrogatories.

5       5.     On January 6, 2025, MC4 served supplemental responses to the Trust Funds'  
6 requests for production and interrogatories.

7 **B.     DISCOVERY THAT REMAINS TO BE COMPLETED:**

8       The Trust Funds and MC4 still need to conduct depositions of relevant witnesses,  
9 including the person most knowledgeable of the parties pursuant to Federal Rule of Civil  
10 Procedure 30(b)(6). As explained below, however, the Trust Funds have a claim for the  
11 production of documents. MC4 has produced the requested documents and the parties currently  
12 are negotiating the parameters of a proposed stay of this litigation to allow the Trust Funds'  
13 auditor to complete his audit and the parties to review and address, and hopefully resolve, any  
14 findings contained in the audit.

15 **C.     REASON DISCOVERY WAS NOT COMPLETED:**

16       Pursuant to LR 26-3(c), the parties describe why they have good cause for a 60-day  
17 extension to conduct this remaining discovery:

18       The Trust Funds brought a claim in this action to compel MC4 to produce certain  
19 documents. Through its initial disclosures and discovery responses, MC4 has produced the vast  
20 majority of the relevant documents. The parties are hopeful that they can amicably resolve any  
21 findings revealed by the forthcoming audit without court intervention. As a result, the parties are  
22 negotiating the parameters of a stay to propose to the court to allow for the Trust Funds' auditor  
23 to complete the audit and for the parties to address any findings. The parties believe that a stay is  
24 the most efficient action at this juncture, which will conserve both the court's and the parties'  
25 resources. The parties are concerned, however, that too much of the discovery period will elapse  
26 while the parties discuss the appropriate amount of time to stay the case. The parties are therefore  
27 requesting a two-week extension to the discovery period to complete their discussions regarding a  
28

1 potential stay.

2 **D. CURRENT DISCOVERY SCHEDULE:**

3 1. Discovery Cutoff March 5, 2025  
4 2. Dispositive Motion Cutoff: April 4, 2025  
5 3. Pretrial Order Cutoff: May 2, 2025

6 **E. PROPOSED DISCOVERY SCHEDULE:**

7 1. New Discovery Cutoff: March 19, 2025  
8 2. New Dispositive Motion Cutoff: April 18, 2025  
9 3. New Pretrial Order Cutoff: May 16, 2025

10 4. In the event dispositive motion(s) are filed, the date for filing the joint pretrial  
11 order shall be suspended until 30 days after the Court enters a ruling on the dispositive motions,  
12 or otherwise by further order of the Court.

13 SNELL & WILMER, LLP

14 By: /s/ Paul S. Prior

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26 **ORDER**

27 **IT IS SO ORDERED.**

28   
UNITED STATES MAGISTRATE JUDGE

DATED: February 3, 2025

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